

City of Detroit

CITY COUNCIL



Brenda Jones
President

Mary Sheffield
President Pro Tem

Janeé Ayers
Scott Benson
Raquel Castañeda-López
Gabe Leland
Roy McCalister, Jr.
André L. Spivey
James Tate

Janice M. Winfrey
City Clerk

3Committee of the Whole Room • 1340 Coleman A. Young Municipal Center • (313) 224-3443 • Detroit, MI 48228

THIS MEETING WILL BE A VIRTUAL COMMITTEE MEETING
To attend by phone only, call one of these numbers: +1 929 436 2866, +1 312 626 6799, +1 669 900 6833, +1 253 215 8782, +1 301 715 8592, +1 346 248 7799
Enter Meeting ID: 330332554

PUBLIC HEALTH AND SAFETY STANDING COMMITTEE

COUNCIL MEMBER SCOTT BENSON, CHAIRPERSON
COUNCIL MEMBER JANEÉ AYERS, VICE CHAIR
COUNCIL MEMBER ROY MCCALISTER, JR., MEMBER
COUNCIL PRESIDENT BRENDA JONES, (EX-OFFICIO)

With advance notice of seven calendar days, the City of Detroit will provide interpreter services at public meetings, including American Sign Language, language translation and reasonable ADA accommodations. Please contact the Civil Rights, Inclusion and Opportunity Department at (313) 224-4950, through the TTY number 711, or email crio@detroitmi.gov to schedule these services.

Ms. Christian Hicks
Asst. City Council Committee Clerk

MONDAY, MARCH 29, 2021

10:00 A.M

A. ROLL CALL

B. PUBLIC COMMENT

CONSENT AGENDA (ITEM C)

C. APPROVAL OF MINUTES

D. 10:06 A.M. – PUBLIC HEARING – RE: A Proposed Ordinance amends Chapter 20 of the 2019 Detroit City Code, *Health*, Article VI, *Medical Marijuana Facilities and Adult-Use Marijuana Establishments*, by amending Section 20-6-1, *Purpose*, Section 20-6-2, *Definitions*, Section 20-6-23, *Management*, Section 20-6-31, *License required*, Section 20-6-33, *Provisional licenses*, Section 20-6-35, *Detroit legacy certification; application periods*, Section 20-6-36, *License application*, Section 20-6-37,

Fees, Section 20-6-38, Application review process, Section 20-6-39, Inspections, investigations, review of materials submitted, Section 20-6-42, Renewal of license; notification of deficiency or violation (Mayor's Office; Law Department; Civil Rights, Inclusion, and Opportunity (CRIO); Police Department; Office of the Chief Financial Officer; Buildings, Safety Engineering and Environmental Department; City Planning Commission/LPD; and Legislative Policy Division)

UNFINISHED BUSINESS

1. Status of **Law Department** submitting memorandum relative to Bridging Communities Request for Assistance – Braden Street Greenway. **(The Law Department has submitted a privileged and confidential memorandum, dated March 5, 2021, regarding the above-referenced matter.) (BROUGHT BACK AS DIRECTED ON 3-22-21)**
2. Status of **Buildings, Safety Engineering & Environmental Department** submitting reso. autho. To Approve Application and Licensing Fees for Medical Marijuana Facilities and Adult-Use Marijuana Establishments. **(I write to submit for your consideration the enclosed resolution to approve new application and licensing fees for adult-use marijuana establishments. On November 24, 2020, this Honorable Body approved an ordinance to amend Chapter 20 of the 2019 Detroit City Code, Health, to adopt regulations for the licensing of such facilities and establishments. These regulations require the Buildings, Safety Engineering, and Environmental Department (BSEED) to process applications for such licenses and to monitor licensed facilities and establishments. The regulations further require BSEED to charge nonrefundable fees for such services, including discounted fees for Detroit legacy applicants.) (BROUGHT BACK AS DIRECTED ON 3-22-21)**
3. Status of **Office of the Chief Financial Officer/Office of Development and Grants** submitting reso. autho. Accept and Appropriate the Automated Driving System Grant. **(The Federal Highway Administration has awarded the City of Detroit Department of Public Works (DPW), in partnership with the Detroit Department of Transportation (DDOT)—Office of Mobility, with the Automated Driving System Grant for a total of \$7,499,624.00. The Federal share is \$7,499,624.00 of the approved amount, and there is a required match of \$7,335,479.00. The total project cost is \$14,835,103.00. The match will be provided by various City and partner agency sources. The DPW will provide \$2,250,000.00 in cash match and \$278,710.00 in in-kind match. The John S. and James L. Knight Foundation will provide \$1,041,000.00 in cash match through the existing Knight Innovative Mobility Grant awarded to the DDOT-Office of Mobility. The remainder of the match will be provided by third party (non-City) sources.) (BROUGHT BACK AS DIRECTED ON 3-22-21)**
4. Status of **Council Member Raquel Castañeda-López** submitting memorandum relative to Request for Resolution to waive privilege - Braden Street Greenway opinion. **(BROUGHT BACK AS DIRECTED ON 3-22-21)**

5. Status of **Council Member Scott Benson** submitting memorandum relative to request for resolution in support of HB 4014. **(BROUGHT BACK AS DIRECTED ON 3-15-21)**
6. Status of **Council Member Scott Benson** submitting memorandum relative to Streetscape Investment. **(BROUGHT BACK AS DIRECTED ON 3-15-21)**
7. Status of **Council Member Roy McCalister, Jr.** submitting memorandum relative to 17771 and 17751 Omira and 18300 Oak Drive. **(BROUGHT BACK AS DIRECTED ON 3-15-21)**
8. Status of **Council Member Roy McCalister, Jr.** submitting memorandum relative to Request Research and advisory for Policy Development Reference Overlay Zoning Associated with amending Chapter 20 of the 2019 Detroit City Code, Heath, Article VI Medical Marihuana and Adult-Use Facilities and Establishments. **(BROUGHT BACK AS DIRECTED ON 3-15-21)**
9. Status of **Council President Pro Tem Mary Sheffield** submitting memorandum relative to 3029 Fischer Concerns. **(BROUGHT BACK AS DIRECTED ON 3-8-21)**
10. Status of **Council President Pro Tem Mary Sheffield** submitting memorandum relative to Storehouse of Hope. **(BROUGHT BACK AS DIRECTED ON 3-8-21)**

NEW BUSINESS

OFFICE OF CONTRACTING AND PROCUREMENT

Submitting the following **Office of Contracting and Procurement Contracts**:

11. Please be advised that the Contract listed was submitted on April 26, 2019 for the City Council Agenda for April 30, 2019 has been amended as follows:

Submitted as:

Contract No. 6002099 - 100% City Funding – 100% City Funding –To Lease at 100 Mack, 100 Elliot. Total Sq. Footage 98,615 –Contractor: Woodward Mack 22, LLC – Location: 115 W. Brown St., Birmingham, MI 48009 – Contract Period: Upon City Council Approval through December 1, 2029 – Total Contract Amount: \$21,500,000.00.

MAYOR’S OFFICE

Should read as:

Contract No. 6003341 - 100% City Funding – To Provide an Agreement to Lease Office Space for the Health, Department of Transportation and DoIT Departments. – Contractor: 100 Mack, LLC – Location: 115 W Brown Street, Birmingham, MI 48009 – Contract Period: Upon City Council Approval through August 31, 2030 – Total Contract Amount: \$16,719,113.50. **HEALTH** (*This Contract is being Assigned as Two (2) Agreements instead of One (1) to Reflect the Landlord’s New Entities Formed. Additionally, please note the change in Departments from the original submission.*) **(REFERRED TO THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 3-29-21)**

12. Submitting reso. autho. **Contract No. 6002714** - 100% City Funding – AMEND 1 – To Provide an Extension of Time Only for Waste Removal Services. – Contractor: Birks Works Environmental, LLC – Location: 19719 Mt Elliott, Detroit, MI 48234 – Contract Period: March 4, 2021 through December 3, 2021 – Total Contract Amount: \$0.00. **TRANSPORTATION (Total Contract Amount: \$325,000.00. Original Contract Period: March 4, 2020 through March 3, 2021.) (REFERRED TO THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 3-29-21)**
13. Submitting reso. autho. **Contract No. 6003137** - 100% Grant Funding – To Provide a Mass Notification System which Sends Internal and External Communications Citywide via Text, Email and Social Media. – Contractor: OnSolve – Location: 780 W Granada Boulevard, Ormond Beach, FL 32174 – Contract Period: Upon City Council Approval through February 28, 2024 – Total Contract Amount: \$315,000.00. **HOMELAND SECURITY (REFERRED TO THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 3-29-21)**

LAW DEPARTMENT

14. Submitting report relative to the Use of Traffic Monitoring Devices to Issue Citations. **(The Law Department has submitted the attached opinion, dated March 19, 2021, regarding the above-referenced matter.) (REFERRED TO THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 3-29-21)**
15. Submitting a memorandum relative to Expenditures for Bed Bug Removal for Private Property. **(The Law Department has submitted a privileged and confidential memorandum, dated March 19, 2021, regarding the above-referenced matter.) (REFERRED TO THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 3-29-21)**

OFFICE OF THE CHIEF FINANCIAL OFFICER/OFFICE OF DEVELOPMENT AND GRANTS

16. Submitting reso. autho. Accept an increase in appropriation for the FY 2021 Victims of Crime Assistance (VOCA) Grant. **(The Michigan Department of Health and Human Services has awarded an increase in appropriation to the City of Detroit Police Department for the FY 2021 Victims of Crime Assistance (VOCA) Grant, in the amount of \$100,590.00, with a required cash match of \$25,148.00. The total increase is \$125,738.00. This funding will increase appropriation 20737, previously approved in the amount of \$1,306,268.00, to a total of \$1,329,518.00.) (REFERRED TO THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 3-29-21)**
17. Submitting reso. autho. Accept an increase in appropriation for the FY 2021 Overdose Prevention Safer Systems of Care Grant. **(The Michigan Department of Health and Human Services has awarded an increase in appropriation to the City of Detroit Health Department for the FY 2021 Overdose Prevention Safer Systems of Care Grant, in the amount of \$16,667.00. There is no required match. The total increase is \$16,667.00. This funding will increase appropriation 20853, previously approved in the amount of \$200,000.00, by council on November 4, 2020, to a total of**

\$216,667.00.) (REFERRED TO THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 3-29-21)

18. Submitting reso. autho. Accept an increase in appropriation for the FY 2020 Ryan White HIV/AIDS (RWHAP) Programs A and B grant. **(The U.S. Department of Health and Human Services has awarded an increase in appropriation to the City of Detroit Health Department for the FY 2020 Ryan White HIV/AIDS (RWHAP) Programs A and B grant, in the amount of \$1,427,000.00. There is no required match. The total increase is \$1,427,000.00. This funding will increase appropriation 20780, previously approved in the amount of \$1,240,000.00, by council on 02/23/2021, to a total of \$2,667,000.00.) (REFERRED TO THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 3-29-21)**

CIVIL RIGHTS, INCLUSION & OPPORTUNITY

19. Submitting reso. autho. Standard of Review for Licensing Recommendations for AdultUse Marijuana Establishments. **(I write to submit for your consideration the enclosed resolution to approve a recommendation process for adult-use marijuana establishments. On November 24, 2020, this Honorable Body approved an ordinance to amend Chapter 20 of the 2019 Detroit City Code, Health, to adopt regulations for the licensing of such facilities and establishments. Section 20-6-23(c) requires the Marijuana License Review Committee to develop a standard of review for making recommendations on adult-use license applications, which must be approved by City Council prior to reviewing applications.) (REFERRED TO THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 3-29-21)**

LEGISLATIVE POLICY DIVISION

20. Submitting a Privileged and Confidential, Attorney-Client Communication: Comprehensive Policing and Justice Reform Emergency Amendment Act of District of Columbia. **(In response to a request by Council Member Scott Benson, the Legislative Policy Division (LPD) issued a privileged and confidential report, entitled Comprehensive Policing and Justice Reform Emergency Amendment Act of District of Columbia, dated March 15, 2021.) (REFERRED TO THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 3-29-21)**

DEPARTMENT OF PUBLIC WORKS/ADMINISTRATION DIVISION

21. Submitting reso. autho. Outdoor Dining Program. **(This resolution details the requirements that each restaurant/bar will have to follow (in the event that City Council approves the corresponding resolution). The Department's goal is to assist with creating additional dining capacity for restaurants and bars with outdoor seating in a safe manner.) (REFERRED TO THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 3-29-21)**

DEPARTMENT OF PUBLIC WORKS/CITY ENGINEERING DIVISION

22. Submitting reso. autho. Petition of Woodward Mack 22, LLC (#1369) request to encroach into Erskine Street for the purpose of installing landscaping, tree grates, non-standard paving, and a sprinkler line. **(All other involved City Departments, including the Public Lighting Authority and Public Lighting Department; also privately**

- owned utility companies have reported no objections to the encroachment. Provisions protecting all utility installations are part of the attached resolution.) (REFERRED TO THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 3-29-21)**
23. Submitting reso. autho. Petition of Fort Street Real Estate (#1370) request to vacate the east-west alley lying north of W Fort Street and west of Govin Street, also that part of Govin Street north of Fort Street. **(All other involved City Departments, and privately owned utility companies have reported no objections to the vacation and conversion to utility easement of the alley. Provisions protecting utility installations are part of the attached resolution.) (REFERRED TO THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 3-29-21)**
 24. Submitting reso. autho. Petition of Diversified Fuels Properties, LLC (#1372) request to encroach into Dexter Avenue for the purpose of installing monitoring wells for the Gas Station located at 2019 W Grand Blvd. **(All other involved City Departments, including the Public Lighting Authority and Public Lighting Department; also privately owned utility companies have reported no objections to the encroachment. Provisions protecting all utility installations are part of the attached resolution.) (REFERRED TO THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 3-29-21)**
 25. Submitting reso. autho. Petition of Running Star Investment Group LLC (#1373) request to vacate various alleys bounded by Grand River Avenue, Ward Avenue, Fullerton Avenue, and Littlefield Avenue. **(All other involved City Departments, and privately owned utility companies have reported no objections to the vacation and conversion to utility easement of the alley. Provisions protecting utility installations are part of the attached resolution.) (REFERRED TO THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 3-29-21)**
 26. Submitting reso. autho. Petition of Michael E. Williams (#1382) request to renew the temporary closure of Burgess Street between Lyndon and Acacia. **(The request was approved by all other involved City Departments and utility companies provided that easement access the full width of the street is reserved.) (REFERRED TO THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 3-29-21)**
 27. Submitting reso. autho. Petition of Paperclip Properties, LLC (#1384) request to renew encroachments of below grade vaults into State Street and Griswold Street, adjacent to 1150 Griswold Avenue. **(All other involved City Departments, including the Public Lighting Authority and Public Lighting Department; also privately owned utility companies have reported no objections to the encroachment. Provisions protecting all utility installations are part of the attached resolution.) (REFERRED TO THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 3-29-21)**
 28. Submitting reso. autho. Petition of Salia B. Posey (#1386) request to vacate the south-south public alley bounded by Selden Avenue, 24th Street, Magnolia Street, and 25th Street. **(All other involved City Departments, and privately owned utility companies**

have reported no objections to the vacation and conversion to utility easement of the alley. Provisions protecting utility installations are part of the attached resolution.) (REFERRED TO THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 3-29-21)

29. Submitting reso. autho. Petition of Jefferson Ventures, LLC (#1390) request to vacate 'outright' a segment of the public alley bounded by East Jefferson Avenue, Chene Street, Franklin Street, and Dubois Street. **(All other involved City Departments, and privately owned utility companies have reported no objections to the vacation and conversion to utility easement of the alley. Provisions protecting utility installations are part of the attached resolution.) (REFERRED TO THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 3-29-21)**
30. Submitting reso. autho. Petition of Library Street Collective (#1391) request to vacate various alleys bounded by Agnes Avenue, Parkview Avenue, East Jefferson Avenue, and McClellan Avenue. **(All other involved City Departments, and privately owned utility companies have reported no objections to the vacation and conversion to utility easement of the alley. Provisions protecting utility installations are part of the attached resolution.) (REFERRED TO THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 3-29-21)**

MISCELLANEOUS

31. **Council Member Roy McCalister, Jr.** submitting memorandum relative to District 2 COVID-19 Statistics to Date. **(REFERRED TO THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 3-29-21)**
32. **Council President Pro-Tem Mary Sheffield** submitting reso. autho. Declaring March as National Nutrition Month in the City of Detroit. **(REFERRED TO THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 3-29-21)**
33. **Council Member Raquel Castañeda-López** submitting memorandum relative to Request for Resolution condemning hateful acts against Asian Americans. **(REFERRED TO THE PUBLIC HEALTH AND SAFETY STANDING COMMITTEE ON 3-29-21)**

E. MEMBER REPORTS